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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/926,168	09/18/2001	Heiko Maas	213301US0PCT	8981
22850	7590 04/28/2003			
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.			EXAMINER	
1940 DUKE STREET ALEXANDRIA, VA 22314			PRICE, ELVIS O	
		•	ART UNIT	PAPER NUMBER
		•	1621	5
		,	DATE MAILED: 04/28/2003	i

Please find below and/or attached an Office communication concerning this application or proceeding.

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8	→	Application No.	Applicant(s)			
		09/926,168	MAAS ET AL.			
	Office Action Summary	Examiner	Art Unit			
		Elvis O. Price	1621			
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply						
A : TH - (- (- (SHORTENED STATUTORY PERIOD FOR REPLY AND ALLING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. If the period for reply specified above is less than thirty (30) days, a reply if NO period for reply is specified above, the maximum statutory period of Failure to reply within the set or extended period for reply will, by statute, any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	36(a). In no event, however, may within the statutory minimum of will apply and will expire SIX (6), cause the application to becon	ay a reply be timely filed If thirty (30) days will be considered timely. MONTHS from the mailing date of this communication. The ABANDONED (35 U.S.C. § 133).			
1)	Responsive to communication(s) filed on	<u> </u>				
2a)[☐ This action is FINAL . 2b)☑ Th	is action is non-final.				
3) Dispo	 Since this application is in condition for allowed closed in accordance with the practice under a sition of Claims 	ance except for formal Ex parte Quayle, 1935	matters, prosecution as to the merits is C.D. 11, 453 O.G. 213.			
4)	\boxtimes Claim(s) <u>1-13 and 19-26</u> is/are pending in the	application.				
	4a) Of the above claim(s) is/are withdraw	vn from consideration.				
5)	Claim(s) is/are allowed.	•				
6)[Claim(s) is/are rejected.					
7)[Claim(s) is/are objected to.					
	☑ Claim(s) <u>1-13 and 19-26</u> are subject to restricti	on and/or election req	uirement.			
• •	cation Papers		•			
	The specification is objected to by the Examine	•				
10)[☐ The drawing(s) filed on is/are: a)☐ accep	*				
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).						
11) ☐ The proposed drawing correction filed on is: a) ☐ approved b) ☐ disapproved by the Examiner.						
If approved, corrected drawings are required in reply to this Office action.						
	The oath or declaration is objected to by the Exa	aminer.				
	y under 35 U.S.C. §§ 119 and 120					
13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).						
	a) All b) Some * c) None of:		·			
•	1. Certified copies of the priority documents					
	2. Certified copies of the priority documents					
	 3. Copies of the certified copies of the prior application from the International Bur * See the attached detailed Office action for a list of the certified copies of the prior application from the International Bur 	eau (PCT Rule 17.2(a	0)).			
14)[Acknowledgment is made of a claim for domestic	priority under 35 U.S	.C. § 119(e) (to a provisional application).			
a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.						
Attachn	nent(s)					
2) 🔲 N	otice of References Cited (PTO-892) otice of Draftsperson's Patent Drawing Review (PTO-948) formation Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice	iew Summary (PTO-413) Paper No(s) e of Informal Patent Application (PTO-152)			

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DETAILED ACTION

Lack of Unity

- 1. Claims 1-13 and 19-26 are pending in the application.
- 2. Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions, which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

Group I, claim(s) 1-13 and 19-22, drawn to a method of preparing an alcohol (or alkoxylation) product, an olefin mixture used to prepare the alcohol (or alkoxylation) product, the alcohol product (or alkoxylation) and a nonionic surfactant composition comprising the alkoxylation product.

Group II, claim(s) 23, drawn to a method for preparing a surfactant.

Group III, claim(s) 24, drawn to a method for preparing glycoside and polyglycoside mixtures.

Group IV, claim(s) 25, drawn to a method for preparing a surface-active sulfate.

Group V, claim(s) 26, drawn to a method for preparing surface-active phosphates.

The invention listed as Groups I through V do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: The invention(s) of Group I is entails (1) a process for preparing an alcohol (or alkoxylation)

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product, (2) the alcohol (or alkoxylation) product (3) a surfactant composition comprising the alkoxylation product and an olefin mixture, which is used to prepare the claimed alcohol (or alkoxylation) product. Group II is drawn to a method for preparing a surfactant that does not require the particulars of Group I as any known alcohol or fatty functionalized compound(s) may be used to prepare a surfactant. Group III, drawn to a method for preparing glycoside and polyglycoside mixtures does not require the particulars of Group I or II and therefore there is no special technical feature that unites Group III with Group I or II. Group IV is drawn to a method of preparing a surface-active sulfate and there is no special technical feature that unites Group IV with any of Groups I to III. Group V corresponds to a method for preparing a surface-active phosphate, which can be performed by using any known fatty alcohol, made by any know process for preparing fatty alcohols. Therefore Group V does not require the particulars of either of the above groups (Groups I through IV). There is no special technical feature of unity of invention, which unites the five Groups.

A telephone call was made to Daniel J. Pereira on 4/23/03 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elvis O. Price whose telephone number is 703 605-1204. The examiner can normally be reached on 8:30 am to 5:00 pm; Mon-Fri.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Johann R. Richter can be reached on 703 308-4532. The fax phone numbers for the organization where this application or proceeding is assigned is 703 308-4556 for regular communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703 308-1235.

Elvis O. Price

April 23, 2003